
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

TODD L. ARNOLD,

§

Movant,

§

versus

§ CIVIL ACTION NO. 1:07-CV-938

UNITED STATES OF AMERICA,

§

Respondent.

§

**MEMORANDUM ORDER OVERRULING MOVANT'S OBJECTIONS AND
ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Movant Todd L. Arnold, a federal prisoner confined in Beaumont, Texas, proceeding *pro se*, filed this motion to vacate sentence.

The court ordered that this matter be referred to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge. The magistrate judge recommends dismissing the case.

The court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings, and all available evidence. Movant filed a motion to dismiss, which the court liberally construes as objections to the magistrate judge's Report and Recommendation.

The court has conducted a *de novo* review of the objections in relation to the pleadings and the applicable law. *See* FED. R. CIV. P. 72(b). After careful consideration, the court concludes the objections are without merit.

ORDER

Accordingly, movant's objections are **OVERRULED**. The findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Beaumont, Texas, this 9th day of March, 2008.

Marcia A. Crone

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE